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PATENT
PD-1294 SD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of
Grotendorst, et al.

Art Unit: 1812

Serial No.: 07/752,427

Filed: August 30, 1991

Examiner: L. Spector

FOR: **CONNECTIVE TISSUE
GROWTH FACTOR**

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DECLARATION UNDER 37 C.F.R. §1.131

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

I, Gary R. Grotendorst, Ph.D., declare and state that:

1. I am a co-inventor of the subject matter described and claimed in the United States Patent Application Serial No. 07/752,427, filed on August 30, 1991, entitled, "Connective Tissue Growth Factor".
2. I am familiar with the prosecution history of Patent Application Serial No. 07/752,427.
3. I understand that the Examiner contends that claims 1 and 4 stand rejected under 35 U.S.C. §102 (a) as allegedly anticipated by or, in the alternative under 35 U.S.C. §103 as obvious over Ryseck, et al.

4. The clone and sequence of connective tissue growth factor (CTGF) were identified prior to the May, 1991 date of the Ryseck reference. The sequence of the CTGF of the invention was submitted to Genbank on July 17, 1990 and made publicly available through Genbank in December, 1991.
5. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date

June 7, 1993

Gary R. Grotendorst, Ph.D.